



**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING  
REJECTION OVER A PRIOR PATENT**

Docket Number (Optional)  
DC4959

In re Application of: **Igor Chrovath et al.**

Application No.: **10/015,155**

Filed: **October 26, 2001**

For: **THERMOPLASTIC SILICONE ELASTOMERS FORMED FROM NYLON RESINS**

RECEIVED

APR 14 2003

TC 1700

The owner\*, **Dow Corning Corp.**, of **100%** percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U. S. C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. **6,281,286**. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. ~~This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.~~

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or 2 below, if appropriate.

1. ☐ For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney or agent of record.



00137

PATENT TRADEMARK OFFICE

*Alan Zombeck*

Signature

3/31/2003

Date

Alan Zombeck

Typed or printed name

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) included, \$110.00

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

\*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner).  
Form PTO/SB/96 may be used for making this certification. See MPEP § 324.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

04/11/2003 MBIZUNES 00000107 041520 10015155

01 FC:1814

110.00 CH

The PTO did not receive the following  
listed item(s) \$110.00 quick or fee

# CERTIFICATE OF MAILING BY FIRST CLASS MAIL (37 CFR 1.8)

Applicant(s): Igor Chorvath et al.

Docket No.

DC4959

Serial No.

Filing Date

Examiner

Group Art Unit

APR 07 2003 15,155

October 26, 2001

Margaret M. Moore

1712

Invention

THERMOPLASTIC SILICONE ELASTOMERS FORMED FROM NYLON RESINS

RECEIVED

APR 14 2003

TC 1700

I hereby certify that this Response, Terminal Disclaimer, Post Card

(Identify type of correspondence)

is being deposited with the United States Postal Service as first class mail in an envelope addressed to: The

Assistant Commissioner for Patents, Washington, D.C. 20231 on

March 31, 2003

(Date)

Shelly K. Marshall

(Typed or Printed Name of Person Mailing Correspondence)

Shelly K. Marshall

(Signature of Person Mailing Correspondence)

Note: Each paper must have its own certificate of mailing.